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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Noboru YOKOTA, et al.

Group Art Unit: **2812**

Serial No.: **10/067,882**

Examiner: **WHITMORE, Stacy**

Filed: **February 8, 2002**

Confirmation No.: **8324**

For: **SEMICONDUCTOR DEVICE HAVING EMBEDDED ALLOY**

Attorney Docket No.: **991183A**

Customer No.: **38834**

RESPONSE TO THE RESTRICTION REQUIREMENT
DATED February 2, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

February 25, 2004

Sir:

This paper is submitted in response to the Official Action dated February 2, 2004.

In the Action, restriction is required between Group (I), Claims 1-4; Group (II), Claims 5-13 and 15-16; and Group (III), Claim 14.

It is noted that this is a divisional application and claims 1-4, 15 and 16 have already been canceled in the present application. Therefore, Applicants believe that they are actually required to elect either Group (II), Claims 5-13; or Group (III), Claim 14.

Applicants hereby elect the subject matter of Group (II), Claims 5-13 for prosecution in this application. This election is made without traverse, and it is understood that the applicant's rights to the filing of a divisional application directed to the non-elected subject matter under 35 USC 120 and 35 USC 121 are retained.

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In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension, or any other additional fees required in connection with this response, may be charged to our Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP

A handwritten signature in black ink, appearing to read "Sadao Kinashi", with a stylized flourish at the end.

Sadao Kinashi
Attorney for Applicant(s)
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